

REMARKS/ARGUMENTS

CLAIM REJECTIONS UNDER 35 USC 102

Claims 1-4 and 29-32 are rejected under 35 USC 102(b) as being anticipated by Calia (USP 5,450,504). Claims 1-4 and 29-32, as now amended, are allowable because Calia does not teach each and every element of any of these amended claims.

For example, amended claim 1 now further requires (in addition to the original elements):

generating in-camera, capturing or otherwise obtaining in-camera a collection of low resolution images including said face;  
tracking said face within said collection of low resolution images;  
identifying one or more sub-groups of pixels that correspond to one or more facial features of the face based on the tracking of said face within said collection of low resolution images;

generating an adjusted version of the digital image including said adjusted values of said pixels; and

storing, displaying, transmitting, transferring, printing, uploading or downloading the adjusted version of the digital image, or a further processed version, or combinations thereof.

Claims 2-4 are allowable as being dependent amended claim 1. Amended claim 29 is allowable for the same reasons as amended claim 1. Claims 30-32 are allowable as being dependent from amended claim 29.

NEW CLAIMS

New claims 61-69 are allowable as being dependent ultimately from amended claim 1.

New claims 70-78 are allowable as being dependent ultimately from amended claim 29.

Appl. No. 10/608,772  
Amendment dated May 30, 2008  
Reply to Office Action mailed February 28, 2008

It is respectfully submitted that the application is now in condition for allowance. The Examiner's reconsideration and further examination are respectfully requested.

The Commissioner is authorized to charge any deficiencies in fees and credit any overpayment of fees to Deposit Account No. 50-4399.

Respectfully submitted,

Dated: May 30, 2008 By \_\_\_\_\_ /Andrew Vernon Smith/  
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